



PATENT  
Customer No. 22,852  
Attorney Docket No. 03806.0459-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Olivier Fagebaume et al. ) Group Art Unit: 3624  
)  
Application No.: 10/075,369 ) Examiner: R. Weisberger  
)  
Filed: February 15, 2002 )  
)  
For: METHOD FOR PRODUCING BY )  
ELECTROCHEMICAL PROCESS A CARBON- )  
CONTAINING MATERIAL WITH ITS SURFACE )  
MODIFIED BY ORGANIC GROUPS, USE OF )  
THE MODIFIED MATERIAL )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449 form. This Information Disclosure Statement is being filed concurrently with the filing of a request for continued examination under 37 C.F.R. § 1.114 and before the mailing of a first Office Action.

The attached PTO 1449 form was previously filed September 30, 2002, but Applicants never received an initialed copy of it. Applicants re-submitted an IDS and PTO 1449 form on November 15, 2004, in Applicants' Request for Correction of Notice of Allowance and Return of 1449 Form, but have still not received an initialed copy of the PTO 1449 form. Copies of the listed documents were previously submitted in a prior Application No. 09/383,959, filing date August 27, 1999, which is a continuation

application of PCT International Application No. PCT/FR98/00594, filing date March 27, 1997, upon which Applicants rely for the benefits provided in 35 U.S.C. § 120.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Non-English language document EP 0,569,503 is cited on page 1, line 24, and page 17, lines 9-10, of the specification.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claims in the application and applicants determine that the cited document does not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of the document.

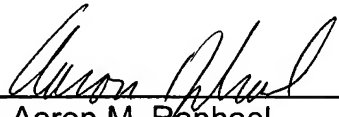
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should it be applied against the claims of the present application.

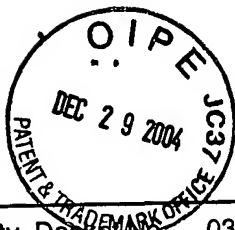
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: December 29, 2004

By:   
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Aaron M. Raphael  
Reg. No. 47,885



OMB No. 0651-0011

## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	03806.0459-01000	Appln. No.	10/075,369
Applicant	Olivier FAGEBAUME et al.		
Filing Date	February 15, 2002	Group:	2164

## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate

## FOREIGN PATENT DOCUMENTS

Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
EP 0 569 503	11/18/93	Europe			

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Balkenhohl, Friedhelm, et al., "Combinatorial Synthesis of Small Organic Molecules," <u>Angew. Chem. Int. Ed. Engl.</u> , 35, 1996, pp. 2288-2337.
Früchtel, Jörg S., et al., "Organic Chemistry on Solid Supports," <u>Angew. Chem. Int. Ed. Engl.</u> , 35, 1996, pp. 17-42.
Thompson, Lorin A., et al., "Synthesis and Applications of Small Molecule Libraries," <u>Chem. Rev.</u> , 96, 1996, pp. 555-600.
Hermkens, Pedro H.H., et al., "Solid-Phase Organic Reactions: A Review of the Recent Literature," <u>Tetrahedron</u> , 52(13), 1996, pp. 4527-4554.
Hermkens, Pedro H.H., et al., "Solid-Phase Organic Reactions II: A Review of the Literature Nov 95-Nov 96," <u>Tetrahedron</u> , 53(16), 1997, pp. 5643-5678.

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce